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OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of

Applicants

: Russell A. Nippert and Brian E. Swank

Serial No.

08/794,475

Filed

February 4, 1997

Title

RESISTANCE WELDING ELECTRODE AND PROCESS FOR MAKING

KILLWORTH ET AL

Docket No. Examiner

NIP055PA

: Clifford Shaw

Art Unit

: 1742

Assistant Commissioner for Patents Washington, D.C. 20231

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office (Fax. No. (703)-305-7719) on December 8, 1998.

Stephen A. Calogero

Reg. No. 41,491

Sir:

REQUEST FOR CONSIDERATION OF TIMELY FILED SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Applicants hereby request that the prior of references cited in the Supplemental Information Disclosure Statement mailed on June 15, 1998 be considered by the Examiner. Enclosed are copies of the Supplemental Information Disclosure Statement and corresponding PTO Form-1449 having a properly executed "Certificate of Mailing" dated June 15, 1998. Also enclosed is a Post Card Receipt bearing a PTO Mail Room Stamp indicating receipt of the Supplemental Information Disclosure Statement and two references on June 22, 1998. The enclosed Supplemental Information Disclosure Statement was mailed prior to the mailing of the first Office action on August 19, 1998 such that it was timely filed.

> Respectfully submitted, KILLWORTH, GOTTMAN, HAGAN & SCHAEFF, L.L.P.

Stephen A. Calogero Registration No. 41,491

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of

Applicants

: Russell Alan Nippert; Brian Eugene Swank

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Docket

: NIP 055 PA

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on

Stephen A. Calogero

Reg. No. 41,491

Assistant Commissioner for Patents Washington, DC 20231

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97, AND 1.98

Applicants submit herewith patents, publications, and other information of which they are aware, which they believe may be material, as defined in 37 CFR §1.56(b), to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR §1.56(a). While the information referred to in this Supplemental Information Disclosure Statement may be material pursuant to 37 CFR §1.56(b), the filing of this Supplemental Information Disclosure Statement is not intended to, pursuant to 37 CFR §1.97(b), constitute an admission that any patent, publication, or other information referred to is, or is considered to be, material to the patentability of this invention. Further, pursuant to 37 CFR §1.97(g), the filing of this Statement should not be construed as a statement that a search has been made or that no other material information exists.

A listing of all items of information cited is attached on PTO Form 1449. Copies of the items are enclosed for the convenience of the Examiner. Also enclosed is a copy of the PCT International Search Report dated May 25, 1998.

Docket NIP 055 PA Serial No. 08/794,475

This Information Disclosure Statement is being filed within the period set forth in 37 CFR §1.97(b) because it is believed to be filed before the mailing date of a first office action on the merits.

In the alternative, it is believed that this Information Disclosure Statement is being filed within the period set forth in 37 CFR §1.97(c) because it is believed to be filed before the mailing date of a final action under §1.113 or a Notice of Allowance under §1.311. In accordance with 37 CFR §1.97(e), the undersigned attorney certifies that no item of information contained in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned after making a reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of this statement.

Respectfully submitted,
KILLWORTH, GOTTMAN, HAGAN
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By

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Russell A. Nippert;
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